

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:10cv239

BRIAN K. NEWTON, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
MICHAEL J. ASTRUE, )  
Commissioner of Social Security, )  
 )  
Defendant. )  
 )

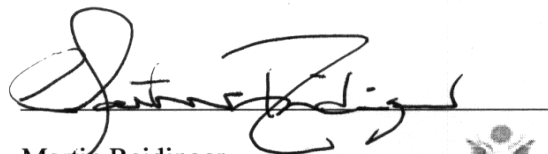
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**J U D G M E N T**

For the reasons set forth in the Memorandum and Order filed  
herewith,

**IT IS ORDERED ADJUDGED AND DECREED** that the Plaintiff's  
Motion for Summary Judgment is **DENIED**; the Defendant's Motion for  
Summary Judgment is **GRANTED**; and the Commissioner's decision is  
hereby **AFFIRMED**. This case is hereby **DISMISSED WITH PREJUDICE**.

Signed: October 26, 2011

  
Martin Reidinger  
United States District Judge

